

**UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

	)	
<b>COMMONWEALTH FLATS</b>	)	
<b>DEVELOPMENT CORPORATION D/B/A</b>	)	
<b>SEAPORT HOTEL BOSTON</b>	)	
<b>Petitioner/Cross-Respondent</b>	)	<b>Nos. 24-1381 &amp; 25-1008</b>
	)	
<b>v.</b>	)	
	)	
<b>NATIONAL LABOR RELATIONS BOARD</b>	)	
<b>Respondent/Cross-Petitioner</b>	)	
	)	
<b>UNITE HERE LOCAL 26</b>	)	
<b>Intervenor</b>	)	
	)	

**JOINT STATUS REPORT**

To the Honorable, the Judges of the United States  
Court of Appeals for the District of Columbia Circuit:

The National Labor Relations Board (“the Board”), by its Deputy Associate  
General Counsel, and Commonwealth Flats Development Corporation  
 (“Commonwealth Flats”), by its counsel, respectfully submit this joint status  
report, and state as follows:

1. On May 28, 2025, the Board and Commonwealth Flats filed a joint  
motion to hold this case in abeyance. The parties informed the Court that they had  
reached an agreement in principle that would resolve this case in lieu of further  
litigation.

2. On June 3, 2025, the Court granted the parties' joint motion and directed the parties to file status reports at 30-day intervals beginning July 3, 2025. The next report is due by August 4.

3. Although the parties have now formalized and executed their agreement, they need additional time to comply with its terms.

WHEREFORE, the parties respectfully request that the Court continue to hold briefing in abeyance pending completion of the settlement process.

Respectfully submitted,

Dated this 4th day of August /s/ Ruth Burdick  
Ruth Burdick  
Deputy Associate General Counsel  
National Labor Relations Board  
1015 Half Street SE  
Washington, D.C. 20570  
(202) 273-2960

Dated this 4th day of August /s/ Michael E. Kenneally  
Michael E. Kenneally  
Counsel for Commonwealth Flats  
Morgan, Lewis & Bockius LLP  
1111 Pennsylvania Avenue, NW  
Washington, DC 20004-2541  
(202) 739-3000

	)	
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	)	

Pursuant to Federal Rule of Appellate Procedure 27(d), the Board certifies that this notice contains 283 words of proportionally-spaced, 14-point type, and the word processing system used was Microsoft Word 365.

Dated at Washington, DC  
this 4th day of August, 2025

	)	
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	)	

I hereby certify that on August 4, 2025, I electronically filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the District of Columbia Circuit by using the CM/ECF system, and that all counsel are registered CM/ECF users.

Dated at Washington, DC  
this 4th day of August, 2025